

**UNITED STATES BANKRUPTCY COURT  
FOR THE  
DISTRICT OF MASSACHUSETTS**

In re:

Kauranen, Paul G,  
Debtor.

Case No. 12-10131-JNF  
Chapter 7

**Chapter 7 Trustee's Objection to Proof of Claim of  
Neil Murphy**

Warren E. Agin, the duly appointed chapter 7 trustee (the "Trustee") in the above-captioned case, hereby objects, pursuant to 11 U.S.C. § 502(b) and Fed. R. Bankr. P. 3007, to proof of claim number 38 filed by Neil Murphy. In support of his objection, the Trustee states the following:

1. Paul G. Kauranen (the "Debtor") filed a petition to commence the above-captioned case on January 6, 2012.
  2. The Trustee was duly appointed as the chapter 7 trustee of the Debtor's estate on January 9, 2012.
  3. **The Trustee has served this motion on all creditors whose claims are objected to herein by mailing a copy of this motion to the address(es) designated by such creditors on their proof of claim for notice.**
1. On May 31, 2013, Neil Murphy (the "Creditor") filed a proof of claim, claim number 38 on the claims docket, seeking allowance, pursuant to 11 U.S.C. § 507(a)(7), of a priority, unsecured claim in the amount of \$2,225.00 (the "Claim").
  2. According to the documents provided with the Claim, the basis for the Claim is for "deposit for services on family hous [sic]." Attachment #1 to the Claim is a check dated "5/29/12" for \$5,000 that was drawn on a bank account belonging to the Creditor and Donna Murphy and was made out to the Debtor (the "Check").

3. Since the date on the Check is almost 5 months after the date the Debtor filed for bankruptcy, the Claim is for a debt incurred post-petition. The Creditor has not provided any information showing that the debt was incurred pre-petition.

4. Because the Claim is for a debt incurred post-petition, the Trustee objects to the Claim and requests that proof of claim number 38 be disallowed in its entirety and struck from the claims docket in the above-captioned case.

WHEREFORE, the Trustee moves this Court to enter an order disallowing the proof of claim of Neil Murphy, being claim number 38 on the claims docket; striking such claim from the claims docket; and granting such other relief as the Court may deem appropriate.

Dated July 8, 2013.

Warren E. Agin, as Trustee,  
By his Attorney,

/s/ Thomas M. Richardson  
Thomas M. Richardson (BBO 601014)  
**Swiggart & Agin, LLC**  
197 Portland Street  
Boston, MA 02114  
(617) 742-0110 x204  
tmr@swiggartagin.com

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CERTIFICATE OF SERVICE

I, Thomas M. Richardson, do hereby certify that:

A. on July 8, 2013, I caused a Notice of Electronic Filing to be electronically transmitted to the following parties with respect to the **Chapter 7 Trustee's Objection to Proof of Claim of Neil Murphy** (the "Pleading"):

Warren E. Agin

Lawrence P. Cohen

Kathleen P. Dwyer

Kenneth E. Karger

Donald Lassman

Norman Novinsky

Audrey Richardson

Andre' D. Summers

Herbert Weinberg

Office of the U.S. Trustee

B. on July 8, 2013, I served a copy of the Pleading on the attached service list, which includes the address designated by creditors on their proof of claim for

notice, by mailing a copy of the same by first class mail, postage prepaid, except where the Notice of Electronic Filing indicated that Notice was electronically mailed to the party.

Signed under the penalties of perjury July 8, 2013.

/s/ Thomas M. Richardson  
Thomas M. Richardson (BBO 601014)  
**Swiggart & Agin, LLC**  
197 Portland Street  
Boston, MA 02114  
(617) 742-0110 x204  
tmr@swiggartagin.com

Craig R. Jalbert  
Verdolino & Lowey, P.C.  
124 Washington St., Suite 101  
Foxboro, MA 02035

Neil Murphy  
1546 Washington St.  
Walpole, MA 02081